

United States District Court  
for the Western District of Pennsylvania

CLERK U.S. DISTRICT COURT  
WEST. DIST. OF PENNSYLVANIA

United States of America,

v.

Frederick Banks,

Defendant.

15CR168

Exhibit in Support of Defense to Count 7  
Tamra Foggy v. US Chaplain, et al., 2:08 cv 00648 RJS-RJS (DC Nev)

Defendant Frederick Banks, an American Indian ("Banks") files the foregoing exhibit in support of defense to Count 7 Tamra Foggy, et al., v. U.S. Chaplain, et al., 2:08 cv 00648 RJS-RJS (DC Nev) (Doc 32) and represents;

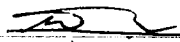
1. In Count 7 the government alleges that Banks made a false statement that Laurel Michelle Schlemmer was in a CIA Telepathic Behavior Modification Program and that it was false that this program exists. Yet unclassified documents on "Telepathic Behavior Modification" exist on the CIA's own website see at [www.foia.cia.gov](http://www.foia.cia.gov) so it is the CIA not Banks that confirms the existence of the <sup>CIA</sup> program.
2. Also, a plaintiff named Tamra Foggy made similar claims in Foggy v. US Government (DC Idaho) & Foggy v. U.S. Chaplain, 2:08 cv 00648 RJS-RJS (DC Nevada) to Laurel similar that the government placed "hollywood voices" inside her head which told her to kill her son. As a result Tamra Foggy is a defense witness in this case and will prove through her testimony that the alleged Count 7 false statements are not false. Laurel Schlemmer is also a witness.
3. Additionally, the Court should be aware that in dual cases where defendants ~~had~~ removed Banks - state filed cases to federal court that Court has remanded both cases to state court in other words Banks representing himself challenged the removals and won those decisions while this Court continues to wrongfully assert that he is incompetent to represent himself see Banks v. LaRoke et al 4:17-cv-02479-BYP (DC NOOH) (Doc 8) and Banks v. Rosado,

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et al, 4:17-cv-02499-BJP (DC ND OH) (Doc 11)<sup>1</sup>

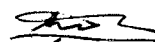
Respectfully Submitted,

  
Frederick Banks  
110 5th Ave #0063533  
Youngstown, OH 44503  
Defendant.

Certificate of Service

I hereby certify that on this 5th day of May, 2018 I served a true & correct copy of the foregoing by mail delivery upon the following;

Office of the US Attorney  
4000 US Ct Hse  
700 Grant Street  
Pittsburgh, PA 15219

  
Frederick Banks

I. The Third Circuit Court of Appeals also issued a briefing schedule on the issue if Banks' prior conviction in USA v. Banks, 04 CR 176 (WPPA) should be vacated on Banks' Pro Se Appeal and Banks represents himself in that Appeal. See USA v. Banks, No 18-1165 (3rd Cir.) if Banks wins he will have gotten a prior conviction vacated in which he alleged victim FBI Agent in this case let him up on while this Court claimed he is incompetent to represent himself. This is a criminal Appeal.